

smith &amp; hopen, p.a.

15950 Bay Vista Drive, Suite 220  
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727.507.8558 Tel  
727.507.8668 Fax  
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INTELLECTUAL PROPERTY LAW

To:	U.S. Patent & Trademark Office	From:	Ronald E. Smith
Attn:	Nicholas Ponomarenko - Art Unit 2834	Client:	1372.68.PRC
Fax:	(571) 273-8300	Pages:	7 including coversheet
Phone:	(571) 272-2033	Date:	November 7, 2005
Re:	USPN 10/605,497	CC:	

☐ Urgent    ☒ For Review    ☐ Please Comment    ☐ Please Reply    ☐ Please Recycle

Dear Examiner Ponomarenko:

In response to the Notice of Non-Compliant Amendment mailed October 11, 2005, we enclose the following:

- 1) Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated November 7, 2005 (2 pages); and
- 2) Response with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated November 7, 2005 (4 pages).

Very respectfully,

Ronald E. Smith  
Reg. No. 28,761

The documentation accompanying this transmission contains information from the Law Office of Smith & Hopen, P.A., which is confidential and/or privileged. The information is intended only for the use of the individual or entity named on this sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance upon the contents of this telecopied information is strictly prohibited. If you have received this transmission in error, please notify us by telephone immediately, so that we can arrange for the return of the original documents to us at no cost to you.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/605,497  
Applicants: : David Fries  
: Chad Lemke  
Filed: : 10/02/2003  
Art Unit : 2834  
Examiner : Nicholas Ponomarenko

Confirmation No.: 2496

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Docket No. : 1372.68.PRC  
Customer No. : 21,901  
For : Phase Change on Demand Integrated Pressure Pump  
and Power Plant

Transmitted to Central Fax at (571) 273-8300  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

1. Transmitted herewith is a response for this application.

**STATUS**

2. Applicants are independent inventors.

**EXTENSION OF TERM**

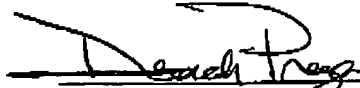
3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

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**CERTIFICATE OF FACSIMILE TRANSMISSION**  
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this response is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 2834, Attn.: Nicholas Ponomarenko, (571) 273-8300 on November 7, 2005.

Dated: November 7, 2005

  
Deborah Preza

(Transmittal—page 1)

**FEE FOR CLAIMS**

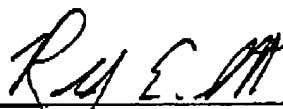
4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY	
	Remaining Claims		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	11	Minus	20	= 0	x \$25 =	\$0
Indep.	1	Minus	3	= 0	x \$100 =	\$0
First Presentation of Multiple Dependent Claim					+ \$180 =	\$0
Total					Addit. Fee	\$0

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".  
 \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".  
 The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

Very respectfully,



**SIGNATURE OF PRACTITIONER**

Reg. No. 28,761  
 Tel. No.: (727) 507-8558

Ronald E. Smith  
 Smith & Hopen, P.A.  
 15950 Bay Vista Drive, Ste. 220  
 Clearwater, FL 33760

(Amendment Transmittal—page 2)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/605,497 Confirmation No.: 2496  
Applicants: : David Fries  
: Chad Lemke  
Filed: : 10/02/2003  
TC/A.U. : 2834  
Examiner : Nicholas Ponomarenko  
  
Docket No. : 1372.68.PRC  
Customer No. : 21,901  
For : Phase Change on Demand Integrated Pressure Pump  
and Power Plant

Transmitted to Central Fax at (571) 273-8300  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE

Sir:

In response to the Notice of Non-Compliant Amendment mailed October 11, 2005, having a shortened statutory period for response set to expire November 11, 2005, enclosed is a corrected "Amendments to the Claims" section. The enclosed papers correct said section of Amendment A filed September 27, 2005 by providing a Status Identifier for claim 3.

If an Examiner's Amendment would place the pending claims in condition for allowance, a telephone call to the undersigned at (727) 507-8558 is requested.

Very respectfully,

SMITH & HOPEN

By: 

Ronald E. Smith  
Suite 220  
15950 Bay Vista Drive  
Clearwater, FL 33760  
(727) 507-8558  
Attorneys for Applicants

Dated: November 7, 2005

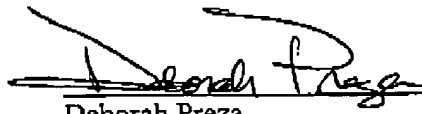
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CERTIFICATE OF FACSIMILE TRANSMISSION

(37 C.F.R. § 1.8(a))

I HEREBY CERTIFY that this response is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 2834, Attn: Nicholas Ponomarenko, (571) 273-8300 on November 7, 2005

Dated: November 7, 2005

  
Deborah Preza